

The Pacific Commercial Advertiser

U. S. WEATHER BUREAU, October 8.—Last 24 Hours' Rainfall, .04.
Temperature, Max. 83; Min. 71. Weather, variable.

ESTABLISHED JULY 2, 1856.

SUGAR—96 Degree Test Centrifugals, 4.235c. Per Ton, \$84.70.
88 Analyst's Beets, 11s. Per Ton, \$86.40.

VOL. L, NO. 8477.

HONOLULU, HAWAII TERRITORY, SATURDAY, OCTOBER 9, 1909.

PRICE FIVE CENTS.

GOVERNOR NOW CONSIDERING MATTER

Nothing Definite as Yet
Regarding Special
Session.

Governor Frear has not yet definitely decided whether or not he will call a special session of the Legislature, but it appears extremely probable that he will, and that the call will be issued very soon, possibly within a few days. However, it is not probable that any action will be taken until after Tuesday, at soonest, when the Governor's conference will hold another session and continue the endeavor to arrive at some understanding in regard to what action Congress is to be asked to take in regard to a revision of the land laws.

Governor Frear is booked to sail for the Coast on November 6, though he stated yesterday that he was not absolutely certain that he would go. But in view of the difficulty of getting passage to the Coast, he thought it wise to book far enough ahead so that he would not be obliged to give up this trip at the last minute for lack of accommodations. However, if a special session is called, the Governor will not be able to get away on the date mentioned but will have to postpone his trip until later.

Solons Will Be Paid.
Those members of the Legislature who have been so greatly agitated lest they might be called upon to "work" (Continued on Page 2).

HAWAII POPULAR "FOREIGN" STATION

Disposition of Regiments Soon
to Be Announced by
General Bell.

★ Hawaii is the most popular of ★
★ all the foreign stations. It af ★
★ fords an ideal location for an ★
★ army post.—Washington Star. ★

WASHINGTON, September 20.—The prospective orders for the detail of new regiments to the Philippines to take the place of those now there, which will be issued when Gen. Bell, chief of staff, returns to Washington, caused an army officer to reflectively remark that "every day in the year some part of the American army is on the move. It is like a boiling pot," he said; "the army as an institution remains stationary, but the contents keep moving all the time."

The term of service of our soldiers in foreign possessions of the United States is limited to two years. This, however, does not include the time occupied in going and coming which with the modern transports of today is relieved of much of the discomfort and hardship suffered years ago.

Two years of service has been found by nations having soldiers detailed in the tropics to be about all that white men can stand without suffering mental and physical deterioration. The American soldier, as a rule, likes the Philippine service, not only because of its foreign character, but for the reason that he gets extra pay for that detail and it counts double in computing time of service for retirement. Travel and the prospect of seeing new things pleases him also.

Three-Fifths in More Than 150 Posts.
Three-fifths of the approximately 80,
(Continued on Page Six.)

O'BRIEN IS NOT ABOARD TRANSPORT

Kahuku wireless telegraph station was in communication last night with the U. S. A. T. Thomas, which was at the time nine hundred miles out from San Francisco.

The transport operator reported that it was expected to arrive in Honolulu on Wednesday morning.

Information to the effect that Ambassador T. J. O'Brien, who had been looked for on the Thomas, was not aboard was sent. Mr. O'Brien is a passenger on the P. M. S. Mongolia.

WHAT IS AN ORIGINAL PACKAGE?

Important Case Argued
in Supreme Court
Yesterday.

Is a five-tael tin of opium an original package?

Upon the answer of the Supreme Court of the Territory, or possibly of the Supreme Court of the United States, to this question, hangs the value of thousands of tins of the poppy drug that are now hidden away in various secret places in Honolulu and elsewhere in the United States. If the five-tael tin is an original package, the owners of the opium may sell it openly at the market price and without molestation by the police authorities of the Territory or of the United States. If it is not an original package, the owners of the drug are violating the law by selling it or even having it in their possession—and the opium is then, or will be, worth, in time, several times the present market price.

The "original package case" was argued at length yesterday afternoon before the Supreme Court and was then submitted on briefs. E. A. Douthitt appeared on behalf of the defendant and Deputy County Attorney Fred Milverton for the Territory.

The defendant is Lam Yip Kee, who was arrested by the police and convicted in the district court on the charge of having on April 30, 1909, sold to one Ah Loy opium without first obtaining a license to sell poisonous drugs, and without a physician's prescription.

The opium sold was a whole five-tael tin, part of a consignment originally shipped by a Chinese opium firm in Hongkong to H. C. Playfair, of San Francisco. The defendant imported the opium in the tin, with other tins of like character, from a Chinese firm (Continued on Page Four.)

KNUDSEN LEAVING THE HAWAIIAN EXHIBIT

SEATTLE, September 19.—A. F. Knudsen, commissioner in charge of the Hawaiian exhibit at the Alaska-Yukon-Pacific exposition, leaves tomorrow morning for San Francisco, from which place he will sail for home in three weeks aboard the steamship Korea. His work is done and the closing details of the Hawaiian project will be left to J. F. Morgan, who will arrive from the East in a few days.

"It has been most eventful, interesting, wonderful," exclaimed Mr. Knudsen in his leave-taking of his associates and the exposition officials. "I lack adjectives to express my satisfaction. Everything was so well managed that what started out to be a small affair has proved one of the greatest and most delightful surprises in the history of all such undertakings."

"The people of Hawaii are exceedingly grateful to the people of Seattle for helping boost their country. It has served to introduce more than 400 Hawaiians to people of this country. It has emphasized the fact that we are an American colony. It has helped us to advertise the fact that we need men more than money to develop our country."

"The native Legislature appropriated \$25,000 for our exhibit and the federal government contributed a like amount and our building. We are grateful to everybody for helping us to make such a great success of it. I want to go away now when everything is so beautiful. I do not care to stay and see the fair torn down. I want to remember it always as it is now."

**ARCONA WILL BE
BACK IN NOVEMBER**

H. I. G. M. Acting Consul Georg Rodiek received advices by the Enterprise to the effect that unless changes are made in the meantime the German cruiser Arcona will arrive back here early in the second week in November.

BRITISH SHIPS SALUTE, BUT FRENCH ARE SILENT

(Associated Press Cablegram.)
NEW YORK, October 9.—When Britain's war squadron sailed by Governor's Island yesterday, the guns of the ships boomed out a farewell greeting to Uncle Sam; when the French vessels passed the fort their guns remained silent. The outgoing vessels were on their way home after having participated in the Hudson-Fulton celebration. The fact that the French ships did not observe the courtesies rendered by the British caused comment.



HON. W. H. MOODY
Justice of the Supreme Court and former Secretary of the Navy, who is critically ill.

TELEPHONE WORK WILL BE RUSHED

Company Willing to Make Many
Concessions to the
County.

Despite the threatened trouble over the fee business, the telephone company has continued right along with its operations. Supplies are now on the way and just as fast as they arrive, the construction work will be rushed. New poles are now being placed in those districts where aerial distributing lines will continue to do service and everything is being put into shape for the installation of the new automatic phones which will replace the present manual system.

That the company does not intend to drive a close bargain in its deal with the county is evidenced by the stand which its officers have already taken in regard to conditions which have already been laid. The agreement reached with the county provides that the company shall lay a duct for the municipality in the trenches where it is laying the telephone conduit, at 15 cents per lineal foot. Nothing is said about ducts on those streets where the company already had completed its work.

On Merchant street the conduit was laid some weeks ago in order to make ready for the paving of the street. At that time there was no question of a duct for the county police and fire alarm system. Therefore that stretch is eliminated from the figuring. But the county wants a duct on Merchant street, so the company will turn over to the municipal authorities one of the ducts in its own conduit which it laid as a provision against future expansion of the system. This will mean that, when the growth of the city demands more cables, the company will be under the necessity of laying more conduit because its reserve duct will be given over to the municipal system.

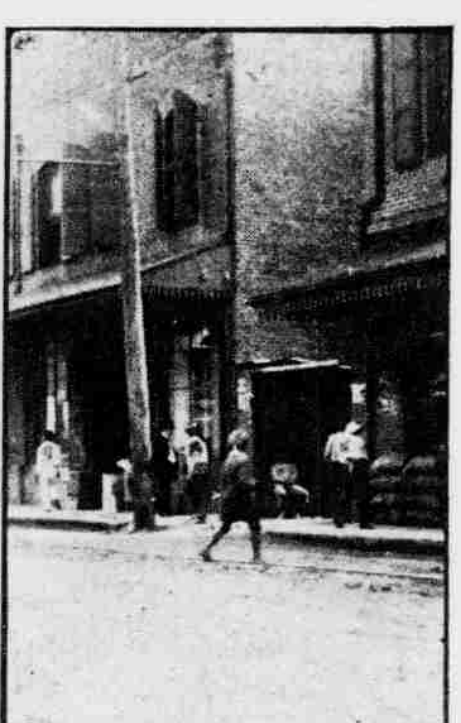
On Alakea and King streets, where the old company laid conduit some time ago, the company will also supply the county with a duct, at the price of 15 cents a foot, though the laying of the conduit cost the old company 40 cents a foot.

According to Expert Hummell, the company has taken upon itself no small responsibility in agreeing to keep the county's duct in repair for twenty-seven years. Though cables in underground ducts require far less attention than do wires strung overhead on poles, there are many mishaps which may necessitate the outlay of large sums of money in the repair of (Continued on Page Four.)

OPIUM CRUSADE IS COMMENCED

Lee Let Is Accused of Being
Active in Unlawful Drug
Traffic.

An active crusade against the opium trade in Hawaii has been commenced by the Federal authorities, the first move in the game being the arrest at Alaka Thursday night of a Chinese named Tong Chau, who is said to have been doing out the white smokes to his fellow countrymen of that place. The trail from Tong Chau's place leads back to Honolulu and ends, according to the information of the authorities, at the Lee Let building and the store



LEE LET'S STORE ON KING STREET WHERE THE UNITED STATES AUTHORITIES SEARCHED YESTERDAY FOR CONTRABAND OPIUM.

of Yuen Chong, of which Lee Let is manager. Lee Let has not yet been arrested, but his store yesterday afternoon was full of customs people and United States deputy marshals, and developments are expected soon.

Tong Chau was not arrested on a formal charge of selling opium but of being unlawfully in the country. Nevertheless, the authorities found opium in his place and seized it, and another charge will undoubtedly be placed against him.

Since the new Federal law went into effect prohibiting the importation into the United States of opium, except for medicinal purposes and then under the most stringent regulations, the price of the poppy drug has risen amazingly. Five tael tins that formerly sold for \$12.50 are now worth \$26 to \$28, and hard to get at the price. Getting advance information that the prohibitory law was to be passed by Congress, some of the wealthy Chinese of Honolulu, as well as those of the States, invested large sums in opium, which they im- (Continued on Page Two.)

JUSTICE MOODY IS SERIOUSLY ILL AT HIS HAVERHILL HOME

Wright Completes First Trial Drive of Govern-
ment Owned Aeroplane Successfully---
Hearst Will Run for Mayor.

(Associated Press Cablegrams.)
NEW YORK, October 9.—The Hon. William H. Moody, Associate Justice of the United States Supreme Court, and former Secretary of the Navy, is in a critical condition. The justice is now at his home in Haverhill, Massachusetts.

Justice Moody has been a member of the United States Supreme bench since 1906. For two years ending July 1, 1904, he was Secretary of the Navy. From 1904 to 1906 he was Attorney-General of the United States.

PRESIDENT'S SLUMBERS GUARDED BY SOLDIERS

GLACIER POINT, October 9.—Guarded by a troop of United States cavalry, President Taft slept in the hotel here last night at an elevation of 7000 feet above the sea level.

The President is enjoying his novel experiences in the Yosemite Valley greatly, and already feels much recuperated. The fatigue of the long round of speechmaking through which he has just passed, and the realization of what is before him, has made the President very glad of a chance to take a brief respite.

GOVERNMENT'S FLYING MACHINE TESTED

COLLEGE PARK, Maryland, October 9.—The first flight of the new aeroplane which the government has purchased was completed yesterday. Wilbur Wright was at the tiller of the flying machine, and the flight was thoroughly successful. The test was watched with great interest by army officers, who are carrying on a lively debate in regard to the practicability of the aeroplane, in its present stage of development, for military purposes.

HEARST SAYS HE WILL RUN

NEW YORK, October 9.—William Randolph Hearst will be a candidate for the mayoralty of Greater New York at the coming election. Hearst yesterday announced that he would accept the independent nomination which was accorded him at a mass meeting of citizens. The nomination came without the solicitation of the nominee.

The Civic Alliance is the name which Judge Gaynor's supporters have chosen for that wing of the Democratic party which has been supporting Gaynor for the office of the chief executive of the city.

LONE-HANDED DEFEATS POSSE

SAN BERNARDINO, California, October 8.—Though surrounded by a sheriff's posse, Willie Boy, the Indian desperado, wanted for murder, managed to elude his pursuers and won safety in the mountains. The battle waged between the officers and the lone outlaw was fierce while it lasted, one deputy sheriff being killed and three horses belonging to the deputies were seriously wounded during the fighting. The horses of three other deputies were killed by bullets from the desperate man's rifle.

FIFTEEN KILLED IN ACCIDENT

TOPEKA, Kansas, October 8.—Fifteen persons were killed outright and a half score more were seriously injured in a railway collision which occurred in the suburbs of this city today.

PAPKE OUTFIGHTS LEWIS

PITTSBURG, October 9.—Billie Papke last night outfought Willie Lewis at every stage of a six-round bout. No decision was rendered, but there was never a moment's doubt as to which was the better man. The receipts at the box office for the contest reached the handsome total of \$40,271.

THETIS IS ORDERED HERE

WASHINGTON, October 8.—The revenue cutter Thetis will be permanently stationed in Hawaiian waters. The announcement was made here yesterday that henceforth the ship will make her headquarters at Honolulu. Just as soon as the vessel returns from the Arctic, where she is now stationed, she will be sent to Hawaii. She will probably sail for Honolulu about December 1.

GOLD FOR JAPAN

NEW YORK, October 8.—Two million dollars in gold will shortly be shipped to Japan by way of San Francisco. The money, gold, is now in the subtreasury here and has been engaged for shipment. With the delivery of this last lot, the shipments of American gold to Japan during the year will reach a total of \$20,000,000.